IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE NINTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE L.NARASIMHA REDDY

-

WRIT PETITION NO : 4035 of 2005

Between:

Pentakota Radhakrishna S/o. Appa Rao
Near Satyanarayana Swamy Temple, Gorapallam,
Anakapalli.

..... PETITIONER

AND

1 The Mandal Revenue Officer, Paravada Mandal Office,
Paravada, Visakhapatnam District.
2 The District Collector, Collectorate, Visakhapatnam.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or order or orders or a direction more particularly in the nature of writ of Mandamus to declaring the action of the respondents for not furnishing the certified copies of No.3 Adangal, 10-1 Account and Settlement fare (Re Survey settlement) in respect of land in Sy.No. 198-2, 198-5, 199-7, 199-8 and 199-12 of Pedamushidivada belongs to late Sri Pentakota Suryanarayana for the Fasali Years 1412 and 1413 as illegal, arbitrary, contrary to law much less discriminative in nature under article 14, 16 and 21 of Constitution of India, in the interest of Justice.

Counsel for the Petitioner: MR.M.V.RAJA RAM

Counsel for the Respondents: GP FOR REVENUE

The Court at the stage of admission made the following

ORDER:

The petitioner claims to have submitted an application to the 1st respondent, Mandal Revenue Officer, Paravada Mandal, Visakhapatnam District, to furnish the certified copies of No.3 Adangal, 10-1 Account, and Settlement fare, in respect of land in Survey Nos.198-2, 198-5, 199-7, 199-8 and 199-12 of Pedamushidivada Village, Paravada Mandal. According to him, the lands are recorded in the name of late Sri Pentakota Suryanarayana, his grand father, and the said documents are needed for taking necessary steps to assert his succession and ownership. His grievance is that the 1st respondent has not complied with the request.

Heard learned counsel for the petitioner and the learned Government Pleader for Revenue.

The A.P.Rights in Land and Pattadar Pass Books Act, 1971 provides for maintenance of records in respect of revenue lands and furnishing certified copies thereof for. Certain rights flow from the entries made in the records in respect of the lands. The petitioner claims that the entries in respect of the land referred to above are made in the name of his grand father and there does not exist any justification in denying the certified copies.

Once an application is made by the interested person to the revenue authorities for furnishing the certified copies of the revenue records, the same needs to be complied with. If there exists any valid objection for not acceding to such a request, the applicant has to be kept informed of such reasons. The application cannot be kept pending unattended to indefinitely.

Hence, the writ petition is disposed of, directing the 1st respondent to consider the application made by the petitioner for furnishing the certified copies of the entries in various revenue records, in respect of lands referred to above, and take necessary

steps, within a period of four weeks from the date of receipt of copy of this order. If the application is found to be in order, certified copies shall be furnished on payment of requisite fee. On the other hand, if there exists any objection, the petitioner shall be informed of the same, within the time stipulated above. There shall be no order as to costs.

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09.03.2005

Jsu

To

1 The Mandal Revenue Officer, Paravada Mandal Office,
Paravada, Visakhapatnam District.
2 The District Collector, Collectorate, Visakhapatnam.

3 Two CCs to the Government Pleader for Revenue, A.P.High Court Buildings, Hyderabad (OUT).

4 Two CD copies.